

A.G. Contract No. 88-0483-TRD  
ECS File: IGA-87-02

Projects: B-584-401PE, -501C  
S-584-302PE, -502C

Sections: Williams Streets, WB  
Williams Streets, EB

AMENDMENT  
TO  
INTERGOVERNMENTAL AGREEMENT  
BETWEEN  
THE STATE OF ARIZONA  
AND  
THE CITY OF WILLIAMS

THIS AMENDMENT, dated this 15th day of January, 1988, is to Agreement No. 11944, filed with the Secretary of State May 15, 1987, and is between the STATE OF ARIZONA, acting by and through its DEPARTMENT OF TRANSPORTATION, hereinafter called "State," and the CITY OF WILLIAMS, acting by and through its City Council, hereinafter called "City."

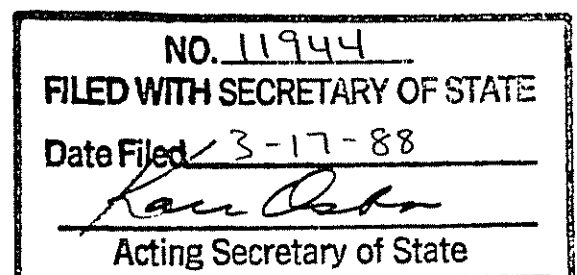
THIS AMENDMENT to Intergovernmental Agreement shall become effective as of the date it is filed with the Secretary of State.

DATE FILED WITH THE SECRETARY OF STATE March 17, 1988.

WHEREAS, State is empowered by State 11-952 and 28-108 Arizona Revised Statutes to enter into this agreement and has, by Resolution, a copy of which is attached hereto and made a part hereof, resolved to enter into this agreement and the Director of the Arizona Department of Transportation has delegated to the undersigned the authority to execute same on behalf of State; and

WHEREAS, City is empowered by Section 9-672 Arizona Revised Statutes to enter into this agreement, and acting by and through its City Council, has, by Resolution, a copy of which is attached hereto and made a part hereof, resolved to enter into this agreement and has authorized the undersigned to execute same on behalf of City; and

WHEREAS, on May 15, 1987, State and City entered into an Intergovernmental Agreement which was filed with the Secretary of State on the same date, as Document No. 11944, and the purpose of that Intergovernmental Agreement was to define the responsibilities of State and City regarding the design, construction, and enhancement of improvements to Williams Business Route (S.R. B40) from M.P. 162.10 to M.P. 165.60 including improvements to Railroad Avenue (Westbound) and Bill Williams Avenue (Eastbound) within the City of Williams.



WHEREAS, City desires State to assume the responsibility for sidewalk removal on Bill Williams Avenue (Eastbound) delegated to City by said Intergovernmental Agreement; and

WHEREAS, City desires State to reconstruct sanitary sewer facilities in conjunction with the Railroad Avenue (Westbound) construction contract, said improvements detailed on Exhibit A attached hereto and made a part hereof; and

WHEREAS, State agrees to perform remaining sidewalk removal on Bill Williams Avenue and to reconstruct sanitary sewer facilities on Railroad Avenue (Westbound) as requested by City; and

WHEREAS, City agrees that as no sidewalk removal will be completed by the City, that no credit will be given for sidewalk removal on Bill Williams Avenue; and

WHEREAS, the total cost to reconstruct said sanitary sewer improvements is estimated to be TWO HUNDRED SIXTY THOUSAND DOLLARS (\$260,000) and City agrees to bear the cost of said sanitary sewer reconstruction.

THEREFORE, the following changes are intended and established to the aforesaid Intergovernmental Agreement, with all other provisions remaining the same:

STATE SHALL:

1. Remove existing sidewalk within the reconstruction limits of Bill Williams Avenue (Eastbound) to permit timely utility relocation and to expedite the project.
2. Contract for reconstruction of aforementioned sanitary sewer facilities, supervise reconstruction, make all payments to the contractor.
3. Upon completion of said sanitary sewer reconstruction, submit a bill to City for all reconstruction costs related to these improvements.

City Shall:

1. Bear all reconstruction costs for said sanitary sewer reconstruction, including all costs related to change orders, delays, or claims for extra compensation made by the contractor.

Amendment: State/City of Williams  
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2. Within 60 days of receipt of bill for said sanitary sewer reconstruction, remit to State payment in full for amount billed.

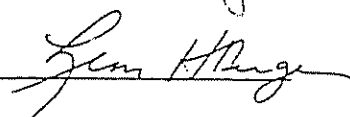
3. Upon completion of sanitary sewer reconstruction, approve and accept the sanitary sewer facilities and their maintenance.

IN WITNESS WHEREOF, the parties have executed this Amendment the day and year first above written.

CITY OF WILLIAMS

BY: 

TITLE: Vice-Mayor

ATTEST: 

APPROVED AS TO FORM:



STATE OF ARIZONA  
DEPARTMENT OF TRANSPORTATION

BY: 

W.O. FORD

State Engineer

EXHIBIT A

Estimated Costs for  
Reconstruction of Sanitary Sewer (Trunkline)

<u>Item No.</u>	<u>Description</u>	<u>Quantity</u>	<u>Unit Price</u>	<u>Total</u>
5010001	6" PVC	1,110 L.F.	\$50/L.F.	\$55,500.00
5010002	8" PVC	1,775 L.F.	\$52/L.F.	92,300.00
5010003	10" PVC	1,420 L.F.	\$53/L.F.	75,260.00
5050001	Manholes	3 each	\$7500/each	22,500.00
5050002	Reconstr. C.O.	1 each	\$1500/each	<u>1,500.00</u>
				\$247,060.00

Estimated Costs for Reconstruction  
of Sanitary Sewer (Service Connections)

<u>Item No.</u>	<u>Description</u>	<u>Quantity</u>	<u>Unit Price</u>	<u>Total</u>
5010004	Long Laterals (42' - 50')	5 each	\$425/each	\$ 2,125.00
5010005	Short Laterals (10' - 15')	50 each	\$225/each	<u>\$11,250.00</u>
				\$13,375.00

RESOLUTION NO. 791

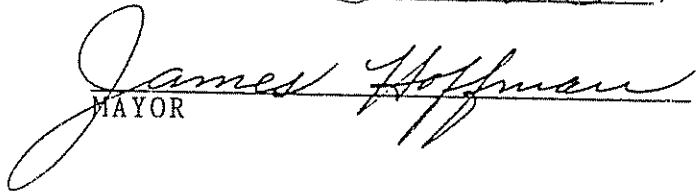
A RESOLUTION OF THE MAYOR AND COUNCIL OF  
THE CITY OF WILLIAMS ADOPTING THE AMEND-  
MENT TO THAT CERTAIN INTERGOVERNMENTAL  
AGREEMENT NO. 11944 BY AND BETWEEN THE  
ARIZONA DEPARTMENT OF TRANSPORTATION AND  
THE CITY OF WILLIAMS

WHEREAS, The Arizona Department of Transportation and the City of Williams have previously entered into Intergovernmental Agreement No. 11944, defining the responsibilities of the State of Arizona Department of Transportation and the City of Williams regarding the design, construction and enhancement of improvements to Williams Business Route (S.R.B40); and

WHEREAS, it is necessary to further refine and delineate the responsibilities between the parties of said Intergovernmental Agreement No. 11944:

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Williams that the City of Williams hereby approves and adopts that certain Amendment to Intergovernmental Agreement No. 11944 between the Arizona Department of Transportation and the City of Williams, a copy of said Amendment is attached hereto and made a part hereof.

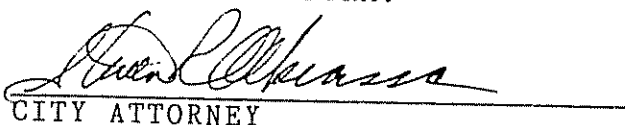
PASSED, ADOPTED, and APPROVED by the Mayor and City Council of Williams, this 17<sup>th</sup> day of December, 1987.

  
MAYOR

ATTEST:

  
CITY MANAGER/CLERK

APPROVED AS TO FORM:

  
CITY ATTORNEY

PROJECTS: B-584-401PE, -501C  
S-584-302PE, -502C


SECTIONS: Williams Streets, WB  
Williams Streets, EB

RESOLUTION

BE IT RESOLVED ON THIS 5<sup>th</sup> day of August, 1987, that I, CHARLES L. MILLER, as Director, ARIZONA DEPARTMENT OF TRANSPORTATION, have determined that it is in the best interests of the State of Arizona that the DEPARTMENT OF TRANSPORTATION, acting by and through the Highways Division, amend the Intergovernmental Agreement with the City of Williams dated May 15, 1987, for construction of improvements to Williams Business Route (S.R. B40) from M.P. 162.10 to M.P. 165.60 including improvement to Railroad Avenue (Westbound) and Bill Williams Avenue (Eastbound). Said amendment will provide for the following:

1. Transfer of responsibility for sidewalk removal on Bill Williams Avenue (Eastbound) from City to State.
2. Construction of utilities improvements, to be paid for by City, in addition to those stated in the aforementioned Intergovernmental Agreement.

THEREFORE, authorization is hereby given to draft said Amendment which, upon completion, shall be submitted for approval and execution by the State Engineer.

  
Charles L. Miller, Director  
Arizona Department of Transportation



RECEIVED  
MAR 16 1988

Engineering & Consultants  
Services

*Robert K. Corbin*  
Attorney General

1275 WEST WASHINGTON

Phoenix, Arizona 85007

Robert K. Corbin

INTERGOVERNMENTAL AGREEMENT

DETERMINATION

A. G. Contract No. 88-0483-TRD, is an agreement between public agencies, has been reviewed pursuant to A.R.S. § 11-952, as amended, by the undersigned Assistant Attorney General who has determined that it is in the proper form and is within the powers and authority granted to the State of Arizona.

No opinion is expressed as to the authority of the remaining parties, other than the State or its agencies, to enter into said agreement.

DATED this 11<sup>th</sup> day of March, 1988.

ROBERT K. CORBIN  
Attorney General

*James R. Kellogg*  
Assistant Attorney General  
Transportation Division